

Filed for intro on _____
Senate Bill _____
By _____

House No. HB1049
By Shirley

AN ACT to amend Tennessee Code Annotated, Section 6-51-110,
relative to priority of municipalities in annexation.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 6-51-110, is amended by deleting the language of subsection (b) and by substituting instead the following:

(b) If two (2) municipalities which were incorporated in the same county shall initiate annexation proceedings with respect to the same territory, the proceedings of the first municipality to initiate such proceedings shall have precedence and the proceedings of the second municipality to initiate such proceedings shall be held in abeyance pending the outcome of the proceedings of the first municipality. If the ordinance of annexation of the first municipality does not receive final approval within one hundred eighty (180) days after having passed its first reading, then the proceedings shall be void and the second municipality shall have priority with respect to annexation of the territory; provided, that its annexation ordinance shall likewise be adopted upon final passage within one hundred eighty (180) days after having passed its first reading. Whenever a municipality initiates annexation proceedings for a territory which could be subject to annexation by another municipality, the other municipality shall have standing to challenge the proceedings in the chancery court of the county where the territory proposed to be annexed is located.

SECTION 2. Tennessee Code Annotated, Section 6-51-110, is further amended by deleting the language of subsections (e) and (f).

SECTION 3. This act shall take effect on becoming a law, the public welfare requiring it.

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